



Dispensary Licensee Newsletter - July 2020

IMPORTANT UPDATES

Rule Amendments

The Board has filed amended program rules with the Common Sense Initiative Office (CSI). Comments may be submitted to CSI and the Board by close of business on August 3, 2020. The CSI Business Impact Analysis, the amended rules text, and instructions on how to provide comments are available on the Board's proposed rules page under the Common Sense Initiative header at <https://www.pharmacy.ohio.gov/LawsRules/ProposedRules.aspx>.

Advisory Committee Meeting

The Medical Marijuana Advisory Committee will hold a meeting virtually via Skype on July 30, 2020 at 10 AM. A copy of the meeting notice can be found on [the Advisory Committee page of the MMCP website](#).

Patients with Multiple Profiles

The Board regularly receives requests from dispensaries regarding "multiple patient profiles found" for the same patient. These requests can ONLY be resolved by the OARRS staff and require research as well as time for the consolidation of the profiles to be processed. **Please do not have patients contact the Board regarding these issues.** Rather, email MMCPRegistry@pharmacy.ohio.gov with the patient name, date of birth, and medical marijuana identification number with each request.

Some known reasons for multiple profiles for a single patient are:

1. Misspelling of patient's name
2. Multiple similar names for the same patient (e.g. James Earl Jones, James Jones, Earl Jones)
3. Incorrect date of birth, including entering the effective date of the card instead of the patient's date of birth
4. Different patient address
5. Listing n/a as patient address instead of the actual address
6. Different patient telephone number
7. Not listing a patient telephone number (e.g. blank, all 0s, all 1s, all 9s)
8. First and last name are reversed
9. Reporting the sale under the caregiver's name rather than the patient's name
10. Patient name and medical marijuana identification number do not match (e.g. patient #1 entered but with patient #2's medical marijuana identification number)

By minimizing the errors in the entry of patient profiles, you can save time and frustration for the dispensaries and the patients.

LICENSING

Employee Badges

On June 9, 2020, the State of Ohio Board of Pharmacy adopted a resolution regarding Employee Identification Cards – a copy of the full resolution can be found [here](#) – that waives the requirements of rules 3796:6-2-09(G) and 3796:6-3-01(J) of the Ohio Administrative Code. This resolution is effective upon the renewal of the dispensary employee's license currently set to expire December 4, 2020, and for any new employee and any replacement for a current employee identification card on

or after June 9, 2020.

During this transition and the template approval process, if the dispensary needs the Board to assist in printing employee badges, please e-mail Hope Mischka (hope.mischka@pharmacy.ohio.gov) and include the following:

- Employee Name
- Employee License Number
- Dispensary name

Employee Separation Notices

Employee Separation Notices should now be filed through the Compliance Upload Portal. The form can now be found [here](#), and filled out electronically for submission on the [Compliance Upload Portal](#). Any employee who has ceased employment should return their badge to the dispensary in which they worked for destruction – these badges are no longer required to be returned to the Board.

COMPLIANCE

Licensee Resources Page

Recently, the MMCP website has been slightly re-designed. The Licensee Resources page has been removed, and all links previously found there have been moved to the dedicated [dispensary licensee page](#). If you have any questions on the new page, or can't locate a document, please reach out to your Board Compliance Agent.

DISPENSARY OPERATIONS

Updated Compliant Device List

The [Compliant Device List](#) has been updated to include devices submitted to the Board by July 7, 2020. This document identifies devices that have been submitted to the MMCP for review and—based on representations made at the time of submission—were determined to be compliant with Program rules. Devices were determined to be compliant based on the information the submitter provided and their representation of the device. If additional information contrary to the representations made by the submitter are discovered and that information indicates a device on this list is not compliant, the MMCP reserves the right to remove relevant devices from the list. For steps to submit a device to be reviewed by the MMCP please see the [Vaporizing Devices Submission Guidance Document](#).

Allowable THC & CBD Ranges

The maximum THC % for plant material and processed products is defined in [ORC 3796.06](#). Per Ohio Administrative Code Rule 3796:8-2-06, the results of laboratory analysis must confirm that the THC concentration of any given product falls between 5% below and 5% above the target concentration identified in the product registration, including products for which the product ID identifies the maximum THC concentrations delineated in statute.

Pursuant to this rule, the guidance outlining the allowable THC & CBD % ranges for plant materials and the allowable THC & CBD content ranges for non-plant material [can be accessed here](#).

And, the document titled Accepting Compliant Product Guidance [can be accessed here](#).